

7412. Adulteration of phosphated flour. U. S. v. 173 Bags of Flour. Default decree of condemnation. Product ordered delivered to a public institution, for use as animal feed. (F. D. C. No. 14477. Sample No. 90131-F.)

LIBEL FILED: November 15, 1944, Eastern District of Arkansas.

ALLEGED SHIPMENT: On or about May 9, 1944, by the Robinson Milling Co., from Salina, Kans.

PRODUCT: 173 50-pound bags of flour at Conway, Ark.

LABEL, IN PART: "Robin's Best Phosphated Flour Bleached Fancy Short Patent."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of filthy substances by reason of the presence of weevils, larvae, and insect fragments.

DISPOSITION: December 21, 1944. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to a public institution, for use as animal feed.

7413. Adulteration of phosphated flour and plain flour. U. S. v. 244 Bags of Phosphated Flour, and 49 Bags and 222 Bags of Plain Flour. Decrees of condemnation. Two lots ordered released under bond; remaining lot ordered sold for use as animal feed. (F. D. C. Nos. 12864, 13450, 13729. Sample Nos. 80265-F, 80266-F, 80597-F, 80598-F, 87253-F.)

LIBELS FILED: Between July 5 and September 27, 1944, Eastern District of Arkansas, Southern and Northern Districts of Iowa.

ALLEGED SHIPMENT: From on or about December 24, 1943, to July 17, 1944, by the Western Star Mill Co., from Salina, Kans.

PRODUCT: 244 50-pound bags of phosphated flour at Fordyce, Ark., 49 50-pound bags of plain flour at Cedar Rapids, Iowa; and 222 49-pound bags of plain flour at Des Moines, Iowa.

Examination showed that the products contained insects, larvae, pupae, insect fragments, and cast skins.

LABEL, IN PART: "Fairy Flake Phosphated Flour Bleached," "Jersey Cream Bleached Enriched Flour," or "Baker's Best Flour Bleached Packed Expressly For Baker's Food Markets Harlan & Walnut, Iowa."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the products consisted in whole or in part of filthy substances.

DISPOSITION: August 24 and September 29, 1944. The Iowa Flour Co., Des Moines, Iowa, and Robert H. Mays, Fordyce, Ark., having appeared as claimants for the Des Moines and Fordyce lots, respectively, and having consented to the entry of decrees, judgments of condemnation were entered and the product in those lots was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration. It was denatured for use as hog feed.

October 24, 1944. No claimant having appeared for the Cedar Rapids lot, judgment of condemnation was entered and the product was ordered sold to be denatured or used as animal feed, under the supervision of the United States marshal.

7414. Adulteration of phosphated flour and plain flour. U. S. v. 80 Sacks, 80 Sacks, and 14 Sacks of Flour. Default decree of condemnation and destruction. Product ordered delivered to a Federal institution. (F. D. C. No. 13206. Sample Nos. 80567-F to 80569-F, incl.)

LIBEL FILED: August 9, 1944, Western District of Arkansas; amended libel filed November 21, 1944.

ALLEGED SHIPMENT: Between the dates of December 23, 1943, and June 20, 1944, by the Canadian Mill and Elevator Co., El Reno, Okla.

PRODUCT: 160 25-pound sacks, and 14 50-pound sacks of flour at Texarkana, Ark.

LABEL, IN PART: "Canna * * * Fancy All Purpose Family [or "Phosphated"] Flour Bleached," or "Canadian's Best Family Flour Short Patent Bleached."

VIOLATION CHARGED: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of filthy substances, larvae, cast skins, and insect fragments.

DISPOSITION: November 23, 1944. The consignee having withdrawn its answer to the libel, judgment of condemnation was entered and the product was ordered delivered to a Federal institution, for use as animal feed.